



## State of New York

Office of the At

LETITIA JAMES  
ATTORNEY GENERAL

WRITER'S DIREC

Application granted. Pretrial submissions are due May 7, 2024. The pretrial conference scheduled for May 23, 2024 is adjourned to June 18, 2024 at 11:30 a.m. **No further extensions of these deadlines will be granted.**

COUNSEL  
REAU

Via ECF

Hon. Philip M. Halpern  
United States District Judge  
The Hon. Charles L. Brieant Jr.  
Federal Building and United States Courthouse  
300 Quarropas St.  
White Plains, NY 10601-4150

SO ORDERED.

A handwritten signature in blue ink, appearing to read "CHM".

Philip M. Halpern  
United States District Judge

Dated: White Plains, New York  
April 4, 2024

Re: *Marshall v. Annucci, et al.* S.D.N.Y. No. 16 Civ. 8622 (PMH) (VR)

Dear Judge Halpern:

I respectfully write on behalf of all parties to request a 30-day enlargement of the present deadline for pre-trial submissions of April 8, 2024 until May 7, 2024, and a 30-day adjournment of the May 8, 2024 pretrial conference date to June 7, 2024 or a date convenient to the Court thereafter. There has been one prior request to adjourn the pretrial conference and extend the deadline for pretrial submissions, which was granted on January 23, 2024 (ECF No. 246).

The reason for the present request is that the parties have been negotiating in good faith and are optimistic that a final agreement can be reached shortly.

Thank you for Your Honor's consideration of this matter.

Respectfully submitted,

/s/ Seth J. Farber  
Seth J. Farber  
Special Litigation Counsel  
[Seth.Farber@ag.ny.gov](mailto:Seth.Farber@ag.ny.gov)  
Attorney for Defendants

By: /s/ David A. Kotler  
David A. Kotler  
S. Nathan Williams  
DECHERT LLP  
1095 Avenue of the Americas  
New York, New York 10036  
[david.kotler@dechert.com](mailto:david.kotler@dechert.com)

April 4, 2024

nathan.williams@dechert.com  
Telephone: (212) 698-3500

Maria Pagano  
Andrew Stecker  
PRISONERS' LEGAL SERVICES  
OF NEW YORK  
14 Lafayette Square, Suite 510  
Buffalo, New York 14203  
mpagano@plsn.org  
astecker@plsn.org  
Telephone: (716) 854-1007

Matthew McGowan  
PRISONERS' LEGAL SERVICES  
OF NEW YORK  
41 State St., Suite M112  
Albany, New York 12207  
mmcgowan@plsn.org  
Telephone: (518) 438-8046  
*Attorneys for Plaintiff*